



PATENT
EMC-99-173CON1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	William Glynn	GROUP ART UNIT:	2111
U.S.S.N.:	10/821,696	CONFIRMATION NO.:	1534
FILING DATE:	April 9, 2004	EXAMINER:	Phan, Raymond Ngan
		CUSTOMER NO.	24227
TITLE:	BALANCED BENCHMARK TOOL FOR A MASS STORAGE SYSTEM		

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to: Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 17 2006.

Sandra A. Zulaga

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The owner, EMC Corporation, of one hundred (100) percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,775,720. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney of record.

Respectfully submitted,
EMC Corporation

Date: Nov. 16, 2006

Penelope S. Wilson
Signature

Penelope S. Wilson, Esquire (Reg. No. 29,751)
Typed or printed name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.